

A N
A C T
F O R

C H A P.
X.

The more effectual Preventing of Frauds and Abuses Committed by Persons employed in the Manufacture of Hats, and in the Fustian, Cotton, Iron, Furr, Woollen, Mohair, and Silk Manufactures of this Kingdom ; and for Continuing and Amending an Act made in the Seventh Year of His Present Majesty's Reign, Intituled, *An Act to Prevent Frauds and Abuses in Bay-Yarn Exported to Great Britain.*



D U B L I N:

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T O A

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F O R,

The more effectual Preventing of Frauds
 and Abuses Committed by Persons Employed
 in the Manufacture of Hats, and in the Fustian,
 Cotton, Iron, Furr, Woollen, Mohair, and
 Silk Manufactures of this Kingdom; and for
 Continuing and Amending an Act made in
 the Seventh Year of His Present Majesty's
 Reign, Intitled, *An Act to prevent Frauds and
 Abuses in Bay-Yarn Exported to Great Britain.*

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W H E R E A S many Frauds and Abuses are daily Committed by Persons Employed in the Working up of the Fustian, Cotton, Furr, Iron, Woollen, Mohair, and Silk Manufactures,

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CHAP.tures, and in the Manufacture of Hats
X. in this Kingdom, by Imbezeling and
parloining the Materials and Working-
Tools with which they are intituled, to
the great Prejudice of Trade and Com-
merce ;

Be it Enacted by the King's Most Ex-
cellency Majesty, by and with the Advice
and Consent of the Lords Spiritual and
Temporal, and Commons in this present
Parliament Assembled, and by the Author-
ity of the same, That from and after the
first Day of May, One thousand seven
hundred and fifty eight, if any Person or
Persons whatsoever, who shall be hired or
Employed to Make any felt, or Hat, or
to Prepare or Work up any Fussian,
Cotton, Furr, Iron, Woollen, Mohair,
or Silk Manufactures, or any Manufactures
made up of Cotton, Furr, Wool,
Mohair, or Silk, or of any of the said
Materials Mixed one with another, shall
parloin, Imbezzel, Secrete, Sell, pawn,
Exchange, or otherwise unlawfully Dis-
pose of, any of the Materials with which
he, she, or they, shall be respectively In-
trusted, whether the same, or any part
thereof, be or be not first wrought, Made
up, Manufactured, or Converted into
merchantable Wares, or shall Secrete,
Sell, pawn, Exchange, or otherwise un-
lawfully

lawfully Dispose of the Worthing Tools,
with which he, she or they, shall be respec- C H A P.
tively Intrusted, and shall be thereof Law- X.
fully Convicted, by the Oath (or, if the Owner
thereof be of the people called Quakers,
Solemn Affirmation) of the Owner of such
Goods or Materials, or by the Oath or
Affirmation of any other Credible Witness
or Witnesses, or by the Confession of the
person or persons charged with such Off-
fence, before any One or more Justice or
Justices of the Peace of the County, Di-
vision, City, Liberty, Town, or place
where such Offence shall be Committed, or
where the person or persons so Charged
shall Reside or Inhabit (which Oath or
Affirmation, the said Justice or Justices,
is, and are hereby Impowered and Re-
quired to Administer) it shall and may be
Lawful, to and for the said Justice or
Justices, by Warrant under his or their
Hand and Seal, or Hands and Seals, to
Commit the person or persons so Con-
victed, to the House of Correction, or other
publick Prison of such County, Division,
City, Liberty, Town, or place, there to be
kept to Hard Labour for the Space of
Fourteen Days; and also to Order the
person or persons so Convicted, to be once
publickly Whipt at the Market place, or
some other publick place of the City, Town,
or place, where such Offender or Offenders

Chap. shall be respectively Committed; and in
X. Case of a further Conviction, in Manner
before prescribed by this Act, or upon a
Second or other subsequent Offence of the
same Kind, it shall and may be Lawful, to
and for the Justice or Justices, before
whom such Conviction shall be had, to
Commit the Person or Persons, so again
Offending, to the House of Correction, or
other Publick Prison as aforesaid, there to
be kept to hard Labour for any Time not
exceeding Three Months, nor less than
One Month; and also to Order the Per-
son or Persons, so again Offending, to be
Publickly Whipt at the Market place,
or some other Publick place of the City,
Town, or place where such Offender or
Offenders shall be respectively Committed,
Twice or oftner, as to such Justice or
Justices shall appear Reasonable.

And be it further Enacted by the Au-
thority aforesaid, That if any Person or
Persons, shall Buy, Receive, Accept, or
Take by Way of Gift, Paln, Pledge, Sale,
or Exchange, or in any other Manner
whatsoever, of, or from any Person or
Persons, Hired or Employed to make any
Felt or Hat, or to prepare or Work up,
any Fustian, Cotton, Furr, Iron, Woolen,
Mohair, or Silk Manufactures, or any
Manufactures made up of Cotton, Furr,
Wool, Mohair, or Silk, or of any of the
said

said Materials, Mired with one another, C H A P.
any Thrumms or Ends of Yarn, or any o^r X.
ther Materials of Furr, Cotton, Ston, Wool, Mohair, or Silk, Whether the same,
or any part thereof, be, or be not first
Wrought, Made up, or Manufactured,
or any Working Tools belonging to the
said Manufactures, knowing the Person
or Persons, of whom he, she, or they, so
Buy, Receive, Accept, or Take the said
Goods or Materials, to be Hired, or Em-
ployed, and Intrusted as aforesaid, and not
having first Obtained the Consent of the
Person or Persons, so Hiring, or Employing
and Intrusting him, her, or them, who
shall Offer to Sell, pawn, Pledge, Ex-
change, or otherwise Dispose of the said
Goods or Materials, or shall Buy, Re-
ceive, Accept, or Take, in any Manner
whatsoever, of, or from any other Person
whatsoever, any of the said Materials,
Whether the same, be or be not, first
Wrought, Made up, or Manufactured,
or the said Working Tools, knowing the
same to be so Purloined or Imbezzled, then,
and in every such Case, the Person or
Persons so Buying, Receiving, Accepting,
or Taking any such Goods or Materials, or
Working Tools, being thereof Lawfully
Convicted in Manner before Prescribed for
the Conviction of Persons Purloining or
Imbezzling the said Goods or Materials,

CHAP. shall, for the first Offence, Forfeit the Sum
X. of Five Pounds; and in Case the said
Forfeitures shall not be immediately paid,
the Justice or Justices, before whom such
Conviction shall be had, shall Commit the
Party or Parties so Convicted, to the
House of Correction, or other Publick Pri-
son, as aforesaid, there to be kept to Hard
Labour, for the Space of Fourteen Days,
unless the said Forfeiture shall be sooner
paid, and if within Two Days before the
Expiration of the said Fourteen Days the
said Forfeiture shall not be paid, the said
Justice or Justices, is, and are hereby
Impowered and Required, to Order the
Person or Persons so Convicted, to be Pu-
blicly Whipt at the Market place, or
some other Publick place of the City,
Town, or place, where such offender or
Offenders shall be respectively Committed,
Once or oftner, as to such Justice or
Justices shall appear Reasonable; and in
Case of a further Conviction, for, or upon
a Second, or any other subsequent Offence
of the same Kind, the Person or Persons
so again Offending, being thereof Lawfully
Convicted, in Manner before Prescribed by
this Act, shall for every Second, or other sub-
sequent Offence, Forfeit and pay the Sum
of Ten Pounds, and in Case the said
Forfeiture shall not be immediately paid,
the Justice or Justices, before whom such
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Conviction shall be had, shall Commit the Party or Parties so Convicted to the House of Correction, or other publick prison as aforesaid, there to be kept to hard Labour for any Time not exceeding Three Months, nor less than One Month, unless the said Forfeiture shall be sooner paid, and if within Seven Days before the Expiration of the Time for which such Offender or Offenders shall be so Committed, the said Forfeiture shall not be paid, the said Justice or Justices is, and are hereby Impowered and Required, to Order such Offender or Offenders to be Publickly Whipped at the Market place, or some other publick place of the City, Town, or place, where he, she, or they, shall be respectively Committed, Twice or oftner, as to such Justice or Justices shall appear Reasonable; and the said respective Forfeitures, of Five Pounds and Ten Pounds, when Recovered, after Satisfaction shall have been made thereout, to the Party or Parties Injured, together with such Costs of Prosecution as shall be judged Reasonable by the Justice or Justices, before whom such Conviction shall have been had, shall be equally Distributed among the poor of the Parish, or place where the Person or Persons so Convicted shall Reside or Inhabit.

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Prohibited, althoys, and be at further Enacted by the Authority aforesaid; That if any Person Convicted as aforesaid, of Waging, Receiving, or Taking to Pallor, any of the Materials herein before Mentioned, shall think himself or herself aggrieved, by the Judgment of the Justice or Justices, before whom he or she shall have been Convicted, such Person shall have Liberty to Appeal to the Justices, at the next General or Quarter Sessions of the Peace, which shall be held for the County, Division, City, Liberty, Town, or place, where such Judgment shall have been given, and that the said Execution of the said Judgment shall in such Case be Suspended, the Person so Convicted, Entering into a Recognizance at the Time of such Conviction, with Two sufficient Sureties, in Double the Sum which such Person shall have been Adjudged to Forfeit, upon Condition to prosecute such Appeal with Effect, and to be forthcoming to Abide the Judgment and Determination of the Justices in the said General or Quarter Sessions, which Recognizance the said Justice or Justices, before whom such Conviction shall be had, shall hereby be Impolbered and Required to take, and the Justices in the said General or Quarter Sessions shall hereby be Im-

Impolbered and Required to hear and finally Determine the Matter of the laid Appeal, and to imitate such Costs as to them shall appear just and reasonable to be paid by either party: And it, upon hearing of the said Appeal, the Judgment of the Justices of Inns before whom the Appellant shall have been Convicted, shall be affirmed, such Appellant shall immediately pay the Sum which he or she shall have been Adjudged to forfeit, together with such Costs as the Justices in the said General or Quarter Sessions shall award, to be paid by him or her by Defraying the Expences sustained by the Defendant or Defendants in such Appeal; or in Default of making such payments, shall suffer the respective Pains and Penalties by this Act inflicted upon Persons who shall neglect to pay, or shall not pay the respective Forfeitures by this Act imposed upon such as shall be Convicted of Buying, Receiving, or Taking to Palmer, any of the Goods or Materials hereinbefore mentioned, which shall have been purloined or imbezzled, and the Determination of the said Justices at the said General or Quarter Sessions, shall be absolutely Final and Conclusive.

C H A P.
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CHAP. And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall be charged with, and afterwards Convicted of Parloining or Imbezeling any of the aforesaid Goods or Materials, or of Buying or Receiving the same in Manner before described, it shall and may be Lawful to and for the Justice or Justices of the Peace, before whom such Conviction shall be had, to issue a Warrant under his or their Hand and Seal, or Hands and Seals, directed to any Person or Persons, impowering him or them, in the Presence of a Constable, and in the Day Time, to enter into and Search the Houses, Out-houses, Shops, Cellars, Vaults, and other Places, belonging to the Person or Persons so Convicted as aforesaid; And if upon any such Search or Searches, there shall be found any Thrums or Ends of Yarn, or any other Materials of Fust, Cotton, Iron, Wool, Mohair, or Silk, or any Working Tools belonging to the said Manufactures, it shall and may be Lawful to and for the Person or Persons Impowered to make such Search or Searches, as aforesaid, to bring such Goods or Materials before the said Justice or Justices, to be by him or them detained and kept in safe Custody; and if within

Within the Space of Ten Days next after C H A P.
such Thrumms or Ends of Yarn, or other X.
Goods, or Materials, shall be so taken ~~~
and detained, it shall be made Appear to
the Satisfaction of the said Justice or
Justices, that the Person or Persons from
whose Houses, Out-Houses, Shops, Cel-
lars, Vaults, or other Places as afore-
said, the said Goods or Materials shall be
so taken and detained, is, or are the Law-
ful Owners thereof, and came to the pos-
session of the same in an honest and law-
ful Manner, then all such Thrumms or
Ends of Yarn, or other Materials, so ta-
ken and kept, as aforesaid, shall be re-
stored to the Person or Persons out of
whose Custody or Possession, the same
shall have been so taken; but in Case it
shall not be made appear within the Time
before Limited, to the Satisfaction of the
said Justice or Justices, that the Person
or Persons Convicted as aforesaid, is, or
are the lawful Owner or Owners of the
said Materials so taken and detained, as
aforesaid; then, and in every such Case,
the said Materials shall be deemed and ad-
judged to be Purloined or Imbezzled, and
it shall and may be Lawful to and for the
said Justice or Justices, to Direct all such
Thrumms or Ends of Yarn, or other Ma-
terials, to be publickly Sold, and the Mo-
ney arising by such Sale (the Charges of

C H A P. such Sale being first deducted) to be equall
X ly distributed amongst the poor of the Pa-
rish or place where the person or persons,
so Convicted, shall reside or inhabit.

Provided altho'ps, and be it further En-
acted by the Authority aforesaid, That the
said Justice or Justices shall, Within Three
Days after such Materials shall be brought
to him or them as aforesaid, give Notice
therof in Writing under his or their Hand
and Seal, or Hands and Seals, to the
person or persons Convicted as aforesaid,
appointing in such Notice, a Time and
place for his, her, or their Attending, in
Order to make out and prove his, her, or
their Property in such Materials so taken
and detained, as aforesaid, which Time so
to be appointed, shall be Within fourteen
Days, and not less than Ten Days after
such Notice given; and if the Person or
persons so Convicted, shall be detained in
any House of Correction, or other Prison as
aforesaid, the said Justice or Justices, shall
also Cause a Copy of the said Notice at-
tested under his or their Hand and Seal, or
Hands and Seals, to be delivered to the
Master or Keeper of such House of Correc-
tion, or other Prison, which Master or
Keeper shall, and is hereby required to
bring, or Cause to be brought before such
Justice or Justices, the Person or Persons
named

named in such Notice, at the Time and C H A P. place therein specified, if the Person or Persons, named in such Notice, be then in the Custody of such Master or Keeper; and if any such Master or Keeper shall neglect or refuse so to do, such Master or Keeper shall, for every such Neglect or Refusal, Forfeit to the Person or Persons, respectively named in such Notice, the full Value of the Materials so taken, detained and sold, to be Recovered by Discrec^tion and Sale of the Goods and Chattels of such Master or Keeper, by Warrant under the Hand and Seal, or Hands and Seals, of the Justice or Justices signing such Notice, in Case the said Forfeiture shall not be immediately paid.

Provided also, and be it further Enacted by the Authority aforesaid, That if any Person shall think himself or herself aggrieved by the Judgment or Order of the said Justice or Justices, relating to the Sale or Disposal of the said Materials so found and detained, as aforesaid, such Person shall have Liberty to Appeal against the Judgment or Order of the said Justice or Justices, to the Justices of the Peace in the General or Quarter Sessions of the Peace which shall be held for the same County, Division, City, Liberty, or Town Corporate, next after such Judgment or Order shall be given.

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C H A P. or made; and that, in the mean Time,
X. the Sale and Disposal of such Materials
shall be postponed, Notice in Writing, un-
der the Hand of the Person intending to
Appeal, signifying such, his or her Inten-
tion, being given to the Justice or Justices
by whom such Order shall have been made,
before the Time appointed for the Sale and
Disposal of such Materials; and the Jus-
tices of the Peace in the said General or
Quarter Sessions of the Peace, shall here-
by be Authorized and Impowered to Sum-
mon and Examine Witnesses upon Oath
(or, being of the People called Quakers,
upon their Solemn Affirmation) and to
hear and finally Determine the Matter of
the said Appeal; and in Case the said Ap-
pellant shall not Prosecute such his or her
Appeal, or for any other Cause, the Judg-
ment of the said Justice or Justices, by whom
such Order shall have been Made shall be
affirmed, it shall and may be Lawful for the
Justices in the said General or Quarter
Sessions of the Peace, to award such Costs
as they, in their Discretion, shall think rea-
sonable to be paid by the Appellant, for De-
fraying the Expences sustained by the De-
fendant or Defendants in such Appeal, and
the Determination of the said Justices, at
the said General or Quarter Sessions,
shall be absolutely Final and Conclusive.

And

And be it further Enacted by the Authority aforesaid, That if any Person or Persons intrusted with any of the Materials herein before mentioned, in order to Prepare, Work up, or Manufacture the same, shall not Use all such Materials in the Preparing, Working up, or Manufacturing of the same, and shall Neglect or Delay, for the Space of Fourteen Days after such Materials shall be Prepared, Worked up, or Manufactured, to return (if required by the Owner or Owners of such Materials so to do) so much of the said Materials as shall not be Used, as aforesaid, to the Person or Persons entrusting him, her, or them therewith, such Neglect or Delay shall be Deemed and adjudged to be an Embezzling or Purloining of such Materials, and the Person or Persons so Neglecting or Delaying, being thereof Convicted, in Manner before prescribed for the Conviction of Offenders against this Act, shall suffer the like Punishment, as Persons Convicted of Embezzling or Purloining any of the Materials herein before mentioned, are rendered subject and liable to.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for any one Justice of the Peace of any County, Division, Liberty,
D o City,

CHAP. City, Town, or Place and he shall be hereby required, upon Complaint to him made upon Oath, (or, if the Person Complaining be of the People called Quakers, Solemn Affirmation) of any Offence herein before mentioned, Committed within the said County, Division, City, Liberty, Town, or Place, to issue his Warrant for apprehending and bringing before him, or before any other Justice or Justices of the peace of the said County, Division, City, Liberty, Town, or Place, the Person or Persons Charged with such Offence; and the Justice or Justices, before whom such Person or Persons shall be brought, is, and are hereby authorized and required, to hear and Determine the Matter of every such Complaint, and to proceed to Conviction and Judgment thereupon.

And for better Regulating the Journeymen and other Persons Employed as Manufacturers, or Workers in the Manufactures of Felts or Hats, and in the Fustian, Cotton, Furr, Iron, Woollen, Mohair, or Silk Manufactures, or any Manufactures made up of Furr, Cotton, Wooll, Mohair, or Silk, or any of the said Materials mixed one with another; Be it Enacted by the Authority aforesaid, That if any Person, who, at any Time after the said first Day of May,

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One thousand seven hundred and fifty C.H.A.P. eight, shall be Hired, Retained, or Employed to Prepare or Cloak up any of the Manufactures herein before mentioned, for any one Master, shall Neglect or Refuse the Performance thereof, by Prosecuting or Permitting himself or herself to be subsequently Retained or Employed by any other Master or Person whatsoever, before he or she have Compleated the Work which he or she was first and originally so Hired, Retained, or Employed to Perform, and which was first Delivered to him or her, then, and in every such Case, the Person so Offending, being thereof lawfully Convicted, by the Oath, or (being of the People called Quakers) Affirmation of One or more credible Witnesses or Witnesses, before One or more Justice or Justices of the Peace of the County, Division, City, Liberty, Town, or Place, where the Offence or Offences shall be Committed, the Person or Persons so Convicted, shall be sent to the House of Correction, there to be kept to hard Labour for any Time not exceeding One Month.

Provided alwayes, and be it further Enacted by the Authority aforesaid, That no Person shall, by Virtue of any Act heretofore Made, or of any Thing herein Contained, Suffer, or be liable to Suffer

CHAP. CLXII. for one and the same Fact or Offense.



And Whereas an Act passed in the
Seventh Year of His present Majesty's
Reign, Intituled, An Act to Prevent Frauds
and Abuses in Bay-Yarn Exported to Great
Britain; Which Act was Contynned to the
End of this present Session of Parliament,
and is proper to be further Contynued,
with some Amendments; be it further
Enacted by the Authority aforesaid, That
the said Act, and all and every the Clauses,
Articles, and Provisoes therein and herein-
after Contained, shall be and are hereby
Contynued and made perpetual.

And Whereas divers Frauds and Abuses
are still Committed by Reeling Bay-Yarn
on Reels of different Dimensions, and also by
Reeling Cotton-Yarn on Reels of different Di-
mensions, and by making the Skains of diffe-
rent Lengths and Counts, and it is therefore
become necessary to make further provision for
preventing such Offences for the Future;
therefore for Amending and Rendering more
effectual the aforesaid Act, and preventing
the Abuses and Frauds in the Reeling of
Cotton-Yarn; be it further Enacted by the
Authority aforesaid, That from and after the
said first Day of May, One thousand seven
hundred and fifty eight, if any Reel-maker
shall Make, or cause to be Made, or any
Spinner

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Spinner shall use any Snap-Reel for C H A P.
Reeling Bay-Yarn, or Cotton-Yarn, of less than a Yard and Three Quartets and ~~one~~
Inch in the Circumference, or if any Spinners shall make up Skains of Bay-Yarn,
or Cotton-Yarn, of less than three Quartets and half a Quarter of a Yard in
Length, or less than Six Lays or Cuts to each Skain, and Eight Score Threads to each Lay or Cut, and shall be thereof lawfully Convicted, by the Oath, (or, being of the people called Quakers, solemn Affirmation) of the Owner of such Goods, or by the Oath or Affirmation of any other credible Witness or Witnesses, or by the Confession of the person or persons charged with such Offence, before any One or more Justice or Justices of the Peace of the County, City, or place where such Offence shall be Committed, or where the person or persons so Charged shall Reside or Inhabit (which Oath or Affirmation the said Justice or Justices shall be Impowered and Required to Administer) it shall and may be Lawful to and for the said Justice or Justices, by Warrant under his or their Hand and Seal, or Hands and Seals, to Commit the person or persons so Convicted, to the House of Correction, or other publick prison of such County, City, or place, there to be Kept to hard Labour for any Space of Time not exceeding

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Chapping Ten Days, and also to Order the
X. Persons so Committed, to be Once Publickly
whipped at the Market-place, or some
other Publick place of the City, or place
where such Offender shall be respectively
Committed; and in Case of a further Con-
viction, in Manner before prescribed for, or
upon a second or other subsequent Offence
of the same Kind, it shall and may be
lawful to and for the Justice or Justices,
before whom such Conviction shall be had,
to Commit the Person or Persons, so again
Offending, to the House of Correction, or
other Publick Prison, as aforesaid, there to
be Kept to Hard Labour, for any Time,
not exceeding Two Months, nor less than
One Month, and also to Order the Per-
son or Persons so again Offending, to be
Publickly Whipped at the Market-place,
or some other Publick place of the City, or
place where such Offender or Offenders
shall be respectively Committed, Thrice, or
otherwise, as to such Justice or Justices shall
seem reasonable; any Thing in the said, in
part, recited Act of the Seventh Year of
His Present Majesty's Reign, to the Con-
trary in any Wise notwithstanding.

And be it further Enacted by the Au-
thority aforesaid, That if any Person or
Persons shall, by Day or by Night, Break
into any House or Shop, or Enter by Force
into

into any House or Shop, with Intent to C H A P.
Cut or Destroy any Fustian, Cotton, X.
Woollen, Mohair, or Silk Goods, in the
Loom, or any Tools Employed in the
Making thereof, or shall wilfully and ma-
liciously Cut or Destroy any Fustian, Cot-
ton, Woollen, Mohair, or Silk Goods, in
the Loom, or on the Rack, on which any
of the aforesaid Goods are hanged, in
Order to Dry, and shall wilfully and ma-
liciously Break or Destroy any Tools used
in the Making of Fustian, Cotton, Wool-
len, Mohair, and Silk Goods, not having
the Consent of the Owner so to do, every
such Offender, being thereof lawfully Con-
victed, shall be adjudged Guilty of Felony,
and shall suffer Death, as in Cases of Fe-
lony, without Benefit of Clergy.